

MEETINGS TO DATE 18
NO. OF REGULARS 17
NO. OF SPECIALS 1

LANCASTER, NEW YORK
SEPTEMBER 4, 1984

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York on the 4th day of September, 1984, at 8:00 P.M. and there were

PRESENT:

STANLEY JAY KEYSA, SUPERVISOR
RONALD A. CZAPLA, COUNCILMAN
ROBERT H. GIZA, COUNCILMAN
DONALD E. KWAK, COUNCILMAN
JOHN T. MILLER, COUNCILMAN

ABSENT:

NONE

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK
DOMINIC J. TERRANOVA, TOWN ATTORNEY
RICHARD J. SHERWOOD, DEPUTY TOWN ATTORNEY
ROBERT LABENSKI, TOWN ENGINEER
ROBERT L. LANEY, BUILDING INSPECTOR

BID OPENINGS:

None

PUBLIC HEARINGS:

None

OFFICIAL REPORTS:

None

COMMITTEE REPORTS - ACTIONS AND DIRECTIVES:

None

PRESENTATION OF PREFILED RESOLUTIONS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT;

RESOLVED, that the minutes from the meeting of August 20, 1984,
as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly
put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, a Public Hearing was held on the 20th day of August, 1984, on the petition of LURA D. BALLAGH, 47 Salisbury Avenue, Blasdell, New York, the contract vendee of a parcel of land at 5895 Genesee Street, Town of Lancaster, which property is located on the south side of Genesee Street east of Gunville Road, rezoning said property from an RC Residence-Restricted Business District to an SA Suburban Agricultural District, and

WHEREAS, a Notice of said Public Hearing has been duly published and posted, and

WHEREAS, the Planning Board of the Town of Lancaster has recommended the rezone of the hereinafter described parcel of real property, and

WHEREAS, in accordance with Section 239(m) of the General Municipal Law of the State of New York, the Erie County Department of Planning has reviewed such application for rezone and has no objection with respect thereto,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the Zoning Ordinance and Zoning Map of the Town of Lancaster is hereby amended and changed so that the real property hereinafter described is changed from an RC-Residence-Restricted Business District to an SA Suburban Agricultural District:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 9, Section 6, Township 11, Range 6 of the Holland Land Company's Survey and bounded and described as follows:

BEGINNING at the intersection of the center line of Genesee Street and 125 east of Gunville Road, a westerly line of said Lot No. 9 with a northerly line of said lot, thence southerly along said westerly line of Lot No. 9, 300 feet; thence easterly parallel with the north line of Lot No. 9, 1200 feet more or less to the east line of said lot; thence northerly along the easterly line of said lot, 300 feet to the north of said lot; thence westerly along the north line of said lot, 1200 feet more or less to the point of beginning.

2. That said Ordinance Amendment be added in the minutes of the Town Board of the Town of Lancaster held on the 20th day of August, 1984, and

3. That a certified copy thereof be published in the Lancaster Bee on or before September 6, 1984.

4. That Affidavits of Publication be filed with the Town Clerk,

5. That a certified copy of this resolution be furnished to the Erie County Department of Planning.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

LEGAL NOTICE
NOTICE OF ADOPTION
AMENDMENT TO
ZONING ORDINANCE
TOWN OF LANCASTER

The Zoning Ordinance of the Town of Lancaster is hereby amended and the Zoning Map of said Town is hereby changed so that the real property hereinafter described is changed from an RC-Residence Restricted Business District to an SA Suburban Agricultural District:

ALL THAT TRACT OR PARCEL OF LAND situate in the Town of Lancaster, County of Erie, and State of New York, being part of Lot No. 9, Section 6, Township 11, Range 6 of the Holland Land Company's Survey and bounded and described as follows:

BEGINNING at the intersection of the center line of Genesee Street and 125 east of Gunville Road, a westerly line of said Lot No. 9, with a northerly line of said Lot, thence southerly along said westerly line of Lot No. 9, 300 feet; thence easterly parallel with the north line of Lot No. 9, 1200 feet more or less to the east line of said lot; thence northerly along the easterly line of said lot, 300 feet to the north of said lot; thence westerly along the north line of said Lot, 1200 feet more or less to the point of beginning.

STATE OF NEW YORK:
COUNTY OF ERIE : ss:
TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in the said County of Erie, have compared the foregoing copy of NOTICE OF AMENDMENT TO ZONING ORDINANCE, with the original thereof filed in my office at Lancaster, New York, on the 4th day of September, 1984, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town, this 4th day of September, 1984.

Robert P. Thill
Town Clerk and Registrar of Vital Statistics

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW
YORK, ADOPTED SEPTEMBER 4, 1984, AUTHORIZING THE
ACQUISITION AND INSTALLATION OF A COMPUTER
ASSISTED INTEGRATED FINANCIAL MANAGEMENT AND
ACCOUNTING SYSTEM, INCLUDING (1) A
COMPUTER AT THE ESTIMATED MAXIMUM COST OF
\$26,000 AND (2) COMPUTER SOFTWARE AT THE
ESTIMATED MAXIMUM COST OF \$ 22,000,
APPROPRIATING SAID AMOUNTS THEREFOR, AND
AUTHORIZING THE ISSUANCE OF SERIAL BONDS OF
SAID TOWN IN THE RESPECTIVE PRINCIPAL AMOUNTS
OF \$26,000 AND \$22,000 TO FINANCE SAID
APPROPRIATIONS.

THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY
OF ERIE, NEW YORK, HEREBY RESOLVES (by the favorable vote of not
less than two-thirds of all the members of said Town Board) AS
FOLLOWS:

Section 1. The Town of Lancaster, in the County of
Erie, New York (herein called "Town"), is hereby authorized to
acquire and install a computer assisted integrated financial
management and accounting system, including (1) a Computer
and (2) computer software incidental to the acquisition and
installation of said computer. The estimated maximum costs of
said specific objects or purposes, including preliminary costs
and costs incidental thereto and the financing thereof, are

\$26,000 and \$22,000 respectively, and said amounts are hereby appropriated therefor. The plan of financing includes the issuance of serial bonds of the Town in the respective principal amounts of \$26,000 and \$22,000 to finance said appropriations, and the levy and collection of taxes on all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Serial bonds of the Town in the respective principal amounts of \$26,000 and \$22,000 are hereby authorized to be issued pursuant to the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law") to finance said respective appropriations.

Section 3. The following additional matters are hereby determined and declared:

(a) The period of probable usefulness of said specific objects or purposes for which said \$26,000 serial bonds authorized pursuant to Section 1(a) of this resolution are to be issued, within the limitations of Section 11.00 a. 81(a) of the Law, is ten (10) years, and the period of probable usefulness of said specific object or purpose for which said \$22,000 serial bonds authorized pursuant to Section 1(b) of this resolution are to be issued, within the limitations of Section 1100 a.81(b) of the law, is five (5) years; however, the proposed maturity of all said bonds or bond anticipation notes issued in anticipation thereof will not exceed five (5) years.

(b) Current funds are not required by the Law to be provided as a down payment prior to the issuance of the bonds authorized by this resolution or any bond anticipation notes issued in anticipation thereof in accordance with Sections 107.00 d. 4. and 5. of the Law.

(c) The proposed maturity of the bonds authorized by this resolution will not exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the Town, payable as to both principal and interest by general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00 and Sections 56.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity, is commenced within twenty days after the date of such publication, or

Section 7. This bond resolution shall take effect immediately, and the Town Clerk of the Town, is hereby authorized and directed to publish the foregoing resolution, in full, together with a Notice attached in substantially the form prescribed by §81.00 of the Law in the "LANCASTER BEE" a newspaper published in Lancaster, New York, having a general circulation in the Town and hereby designated the official newspaper of said Town for such publication.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT;

WHEREAS, the Executive Director of the Youth Bureau of the Town of Lancaster, by letter dated August 29, 1984, has requested authorization for David Parra, Outreach Worker, and Robert Smith, Youth Counselor, to attend The Alcoholism Training Coalition's workshop on "Children of Alcoholics" at Cheektowaga on September 5, 1984,

NOW, THEREFORE, BE IT

RESOLVED, that DAVID PARRA, Outreach Worker, and ROBERT SMITH, Youth Counselor, for the Youth Bureau of the Town of Lancaster, be and are hereby authorized to attend the workshop held by the Alcoholism Training Coalition entitled "Children of Alcoholics" at Cheektowaga on September 5, 1984, and

BE IT FURTHER

RESOLVED, that expense reimbursement required for the attendance of David Parra and Robert Smith be and is hereby authorized in an amount not to exceed \$30.00 each.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

August 6, 1984

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
CZAPLA , TO WIT:

WHEREAS, the Town Board of the Town of Lancaster has heretofore held a public hearing pursuant to Sections 50-122 and 50-123 of the Code of the Town of Lancaster, upon the petition LURA D. BALLAGH, 47 Salisbury Avenue, Blasdell, New York, for a Special Use Permit for a picnic grove and golf course with banquet facilities on premises situate on the south side of Genesee Street east of Gunville Road, locally known as 5895 Genesee Street, in the Town of Lancaster, and

WHEREAS, the Planning Board of the Town of Lancaster has filed a report and recommendation with the Town Board of the Town of Lancaster, and

WHEREAS, pursuant to Section 239(m) of the General Municipal Law, the County of Erie Division of Planning has reviewed the application for such Special Use Permit and has no objection with respect thereto;

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster, pursuant to authority set forth in Section 50-27(A)(9)(d) of the Zoning Ordinance Ordinance of the Code of the Town of Lancaster does hereby grant a Special Use Permit for a picnic grove and golf course with banquet facilities on the following described premises:

ALL THAT TRACT OR PARCEL OF LAND, together with improvements thereon, situate in the Town of Lancaster, County of Erie and State of New York, being part of Lot No. 9, Section 6, Township 11 and Range 6 of the Holland Land Company's Survey, and bounded and described as follows:

COMMENCING on the northwest corner of said Lot Number Nine and running thence southerly on the west line of said Lot Number Nine, fifty-eight (58) chains and fifty (50) links to the southwest corner of said Lot Number Nine, thence easterly along the south line of said Lot Number Nine, twenty (20) chains to the southeast corner of said Lot Number Nine; thence westerly along the north line of said Lot Number Nine, about twenty (20) chains to the place of beginning and containing one hundred and eighteen (118) acres of land, be the same more or less.

and

BE IT FURTHER

RESOLVED, that said Special Use Permit shall be granted subject to the following conditions:

1. All new structures for use as a part of the picnic grove to be situated to the south of the existing two-story house as shown on the development plan.
2. All accessory uses involving sport or game type facilities and including but not limited to swimming pool, baseball diamonds soccer field, horseshoe pits, volleyball courts, tennis courts and playground area to be situate to the south of the existing two-story brick house as shown on the development plan.
3. Parking areas to be limited to an area south of the existing rear line of the two-story brick house as shown on the development plan.
4. All parking areas to be screened along the north boundary of said areas and the easterly boundary of the premises, by a green planting which effectively blocks the view of the parking area from Genesee Street. Parking shall be limited to a maximum of 500 cars. Parking areas shall have a dust-free surface.
5. Fences to be placed on the east and west boundaries of the premises from Genesee Street to a depth of 300 feet.
6. All roadways on the premises, other than limited service roads for the golf course, which service the picnic area and parking areas, shall have an asphalt surface.
7. The facility to be policed for refuse during all events held on the premises.
8. All mechanical and electrical sound systems used in conjunction with the facility to be directed inward toward the premises to avoid off premises noise and no sound device or system to be used after 10:00 P.M. by the owner or operator or any other party on the premises. This restriction is intended to apply to all forms of music and entertainment, whether live or recorded.
9. All lighting used in conjunction with the premises for illumination will be arranged and acreened, if necessary, to direct such light away from Genesee Street and adjoining properties.

10. Access roads to the parking areas shall be wide enough to accommodate three lanes of vehicles entering or exiting the premises.

11. The owner/operator shall provide for traffic control at all events to facilitate ingress and egress to the premises.

12. Conditions herein shall apply to the owner of the property, and any operator or lessee or other party using the premises under any contract or agreement.

13. This Special Use Permit is non-assignable and may not be transferred from the applicant herein, Lura Ballagh, to any other party without permission being granted by the Town Board.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER , TO WIT:

WHEREAS, by resolution dated May 21, 1984, the Town Board, after
Public Hearing duly advertised and posted according to law, intended to repeal
Sections 40-1, 40-2 and 40-3, comprising Article I of Chapter 40 of the Code of
the Town of Lancaster, and

WHEREAS, due to administrative error, the resolution and legal notice
adopting said repeal inadvertently neglected to repeal Section 40-1, 40-2 and
40-3 comprising Article I of Chapter 40 of the Code of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the existing Sections 40-1, 40-2 and 40-3, comprising
Article I of Chapter 40, Tax Exemption, of the Code of the Town of Lancaster,
be and hereby are repealed, and

BE IT FURTHER

RESOLVED, as follows:

1. That a certified copy of said Notice of Repeal be added in the
minutes of the Town Board of the Town of Lancaster held on the 4th day of
September, 1984, and
2. That a certified copy of said Notice of Repeal be published in the
Lancaster Bee on September 6, 1984, and
3. That a certified copy thereof be posted on the Town Bulletin
Board, and
4. That Affidavits of Publication and Posting be filed with the
Town Clerk.

The question of the adoption of the foregoing resolution was duly put
to a vote on roll call, which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

LEGAL NOTICE
NOTICE OF REPEAL
OF
SECTIONS 40-1, 40-2 AND 40-3
OF CHAPTER 40 OF THE CODE OF
THE TOWN OF LANCASTER.
EFFECTIVE SEPTEMBER 4, 1984

NOTICE IS HEREBY GIVEN that Sections 40-1, 40-2 and 40-3 of Chapter 40, "Tax Exemption" of the Code of the Town of Lancaster, be and hereby are repealed to take effect September 4, 1984.

STATE OF NEW YORK:

COUNTY OF ERIE:

TOWN OF LANCASTER:

This is to certify that I, ROBERT P. THILL, Town Clerk and Registrar of Vital Statistics of the Town of Lancaster in said County of Erie, have compared the foregoing copy of Notice of Repeal with the original thereof filed in my office at Lancaster, New York, on the 4th day of September, 1984, and that the same is a true and correct copy of said original, and of the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Town this 4th day of September, 1984.

Robert P. Thill
ROBERT P. THILL, Town Clerk and
Registrar of Vital Statistics

September 4, 1984

THE FOLLOWING RESOLUTION WAS OFFERED
 BY COUNCILMAN MILLER , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 CZAPLA , TO WIT:

RESOLVED, that the following Audited Claims be and are hereby
 ordered paid from their respective accounts:

<u>ACCOUNT</u>	<u>ORDER NUMBER</u>	<u>TOTAL AMOUNT</u>
General Fund	No. 6459 to 6536 Incl.	\$152,201.70
Part Town Fund	No. 1006 to 1016 Incl.	\$ 3,185.04
Highway Fund	No. 2541 to 2557 Incl.	\$ 35,618.78
Special Districts Fund	No. 755 to 758 Incl.	\$ 6,292.00
Trust & Agency Fund	No. 802 to 804 Incl.	\$ 24,940.25
Capital Fund	No. 715 to 717 Incl.	\$142,024.43
Community Development Fund (Rehab. Escrow Acct.)	No. 146 to 146 Incl.	\$ 600.00
Improvement Facilities (Sewer Dist. No. 2)	No. 131 to 131 Incl.	\$ 2,478.00

and,

BE IT FURTHER

RESOLVED, that the claim of applicant and Robert Jacobs Plumbing,
 Inc. for \$600.00, Grant No. 648, Project No. 436312, Town of Lanc., has been
 approved by the Community Development Program, and the Supervisor be and is
 hereby ordered to submit this claim for payment from the Community
 Development Rehabilitation Escrow Account.

The question of the adoption of the foregoing resolution was duly
 put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

THE FOLLOWING RESOLUTION WAS OFFERED,
 BY COUNCILMAN CZAPLA , WHO MOVED
 ITS ADOPTION, SECONDED BY COUNCILMAN
 MILLER , TO WIT;

RESOLVED, that the following Building Permit Applications be and are
 hereby approved and the issuance of Building Permits be and are hereby
 authorized:

<u>NO.</u>	<u>NAME</u>	<u>ADDRESS</u>	<u>STRUCTURE</u>
207	John Fragale	154 Cemetery Rd.	ER. FR. SIGN
208	Beauty Pools	18 Stutzman Rd.	ER. POOL
209	Josela Enter.	Bowen Rd. Condos	ER. POOL
210	Viola Stalica	3600 Walden Ave.	ER. FR. SHED
211	David Erny	6323 Broadway	REMOD. FR. PORCH
212	Michael Calabretta	16 Edward St.	MOVE FR. SIN. DWLG
213	Donald Szyjka	11 Old Post Rd.	ER. POOL
214	Lauretta Dannecker	4815 William St.	ER. FR. PORCH
215	Ann Marie Pfaffman	28 Partridge Wk.	EXT. FR. PVT. GARAGE
216	Russell F. Tripi	8 Kennedy Ct.	ER. FR. FENCE
217	Nat'l Adv. Co.	I-90 NYS Thruway	ER. POLE, SIGN
218	M/M Norbert Horn	5732 Broadway	ALT. FR. SIN. DWLG
219	Norman Kazmiecjak	1312 Ransom Rd.	EXT. BRK. SIN. DWLG
220	Kidd-Kott Const.	5127 Transit Rd.	AMEND CAR WASH PERMIT

The question of the adoption of the foregoing resolution was duly put
 to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
 COUNCILMAN GIZA VOTED YES
 COUNCILMAN KWAK VOTED YES
 COUNCILMAN MILLER VOTED YES
 SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted/

September 4, 1984

Councilman Kwak requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN KWAK , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER TO WIT:

WHEREAS, in 1980, the Department of Senior Services of the County of Erie initiated the Demonstration Clusters Project under funding from the New York State Community Services for the Elderly Program, the purpose of which is to improve coordination among agencies serving the elderly, and to increase the level of services supporting frail elderly in the community, and

WHEREAS, the Department of Senior Services of the County of Erie will accept applications from organizations in any area not yet funded under this program,

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute and file on behalf of the Town of Lancaster, an application for 1984-85 Cluster Project funding with the Department of Senior Services of the County of Erie, and to seek participation of other municipalities in the program, and

BE IT FURTHER

RESOLVED, that in the event other municipalities opt to join in the Cluster Funding Application, the Town of Lancaster hereby agrees to act as "Lead Agency" in the administration of the Senior Services Demonstration Cluster Project.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

Councilman Giza requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN GIZA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
KWAK , TO WIT;

WHEREAS, two vacancies exist on the Board of the Town of Lancaster Youth Bureau, and

WHEREAS, the Executive Director of said Board, by letter dated June 20, 1984, has recommended the appointment of certain individuals to fill said vacancies,

NOW, THEREFORE, BE IT

RESOLVED, that DORIS HUBER, 148 Central Avenue, Lancaster, New York and MARY ALICE CRINZI, 61 Dorset Drive, Depew, New York, be and are hereby appointed members of the Board of the Town of Lancaster Youth Bureau for the period September 4, 1984 to May 31, 1986.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES
COUNCILMAN GIZA VOTED YES
COUNCILMAN KWAK VOTED YES
COUNCILMAN MILLER VOTED YES
SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

Councilman Czaplá requested a suspension of the necessary rule for immediate consideration of the following resolution -
SUSPENSION GRANTED -

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCILMAN CZAPLA , WHO MOVED
ITS ADOPTION, SECONDED BY COUNCILMAN
MILLER TO WIT:

WHEREAS, by memorandum dated August 16, 1984, and filed with the Town Clerk, the Chief of Police has informed the Town Board and the Public Safety Committee that the dispatch room floor was necessarily destroyed in the process of removal of the old cabinetry and installation of the new radio equipment and that the conduit channel running across the center of the room was also damaged, and

WHEREAS, it is imperative that immediate action be taken without the need for public bid, all in accordance with Section 103(4) of the General Municipal Law, in order to protect the public property at the Lancaster Town Center, and the health and safety of the inhabitants of the Town of Lancaster, and

WHEREAS, the Chief of Police has contracted three floor-covering companies to obtain proposals,

NOW, THEREFORE, BE IT

RESOLVED, as follows:

1. That the proposal of DeSpirt Mosaic and Marble Co., Inc., 1085 East Delavan Avenue, Buffalo, New York 14215, dated July 18, 1984, for the furnishing and installation of an 8 x 8 x 3/8" IAC Ceramic Tile from the Designer Series in the Dispatch Room floor in the Police Department at the Lancaster Town Center, for the sum of \$2,600.00, be and is hereby accepted.

2. That the Chief of Police of the Town of Lancaster be and is hereby authorized to negotiate, and the Supervisor of the Town of Lancaster be and is hereby authorized to execute a contract between the Town of Lancaster and DeSpirt Mosaic and Marble Co., Inc., 1085 East Delavan Avenue, Buffalo, New York 14215, for the installation of a new floor in the Dispatch Room in the Police Department at the Lancaster Town Center, said contract cost not to exceed the total sum of \$2,600.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCILMAN CZAPLA VOTED YES

COUNCILMAN GIZA VOTED YES

COUNCILMAN KWAK VOTED YES

COUNCILMAN MILLER VOTED YES

SUPERVISOR KEYSA VOTED YES

The resolution was thereupon unanimously adopted.

September 4, 1984

STATUS REPORT ON UNFINISHED BUSINESS:

1. Dumping Permit - Philip Antonice III
On November 7, 1983, the Town Board requested the Planning Board to retain this item on their agenda for further input from the petitioner.
2. Dumping Permit - Lancaster Rural Cemetery Association
On November 21, 1983, this matter was presented to the Town Board and referred to the Planning Board for review and recommendation.
3. Parking Study - Squirrel Run
On February 29, 1984, the Police and Safety Committee requested this item be added to the agenda for six month monitoring.
4. Public Improvement Permit Authorization - Countryview East Subdivision, Phase I (Marrano)
The retention pond has not yet been accepted but completion is secured by a Letter of Credit expiring on November 1, 1984.
5. Public Improvement Permit Authorization - Heritage Hills Subdivision
The Town Board is awaiting maintenance security for P.I.P. No. 65 (retention pond) prior to acceptance.
6. Public Improvement Permit Authorization - Lancaster Industrial Commerce Center
The Town Board authorized issuance of P.I.P.No. 77 (water main) and No. 78 (retention basin) on June 6, 1983.
7. Public Improvement Permit Authorization - Woodview Estates Subdivision
The Town Board authorized issuance of P.I.P. No. 57 (sidewalks) and No. 58 (street lighting) which have not yet been accepted by the Town Board. There is no retention pond associated with this subdivision.
8. Rezone Petition - Lura Ballagh
On September 4, 1984, the Town Board approved this petition. The Town Clerk was directed to remove this item from future Town Board agendas.
9. Road Acceptance - Pasquale Drive
On August 1, 1984, the Town Attorney by letter notified the developer what steps must be taken to complete dedication of this road as a Town highway.
10. Special Use Permit - Lura Ballagh
On September 4, 1984, the Town Board granted the Special Use Permit subject to 13 conditions. The Town Clerk was directed to remove this item from future Town Board agendas.
11. Traffic Study - Reconstruction, Genesee Street and Ransom Road
A pre-construction conference on this matter has been scheduled for June 11, 1984 at 7:30 p.m. in the Court Room at the Town Center.
12. Traffic Study - Signal, Bowen Road and Broadway
On February 28, 1984, the NYSDOT issued an order for the installation of a signal at this intersection.
13. Traffic Study - Signal, Bowen Road and William Street
On June 19, 1984, this matter was referred to the Police Chief for investigation and recommendation.

14. Traffic Study - Speed Reduction, Pavement Road
On February 6, 1984, this matter was referred to the Police Chief for Investigation and recommendation.
15. Traffic Study - Speed Reduction, Ransom Rd. from Walden to Clarence Line
On November 7, 1983, this matter was referred to the Police Chief for Investigation and recommendation.
16. Traffic Study - Speed Reduction, Re-Study Request, Como Park Blvd.
On July 2, 1984, the Town Board requested a re-study from NYSDOT.
17. Traffic Study - Speed Reduction, Steinfeldt Road
On July 10, 1984, the NYSDOT acknowledged receipt of the Town Boards request and indicated that a study will be completed as their caseload permits.

PERSONS ADDRESSING THE TOWN BOARD:

IN THE MATTER OF : The Petition of Lura Ballagh for a Special Use Permit

Germaine Montanino, 5943 Genesee Street, Lancaster, New York, thanked the Town Board for the time and effort they put into their review and decision on this matter.

Robert Heckl, 706 Pavement Road, Lancaster, New York, indicated that he was not able to be present at the public hearing on this matter and asked for a definition of an Agricultural District.

Dixie Gull, 710 Pavement Road, Lancaster, New York, inquired into the effect that the project will have on wildlife in the area.

James Wild, 1930 Maple Road, Williamsville, New York, wanted to know if this project drives down property values in the area, would assessments be reduced to reflect the lower property values.

Jeanette Martino, 5873 Genesee Street, Lancaster, New York, asked about a minor deviation in the legal description for the property and also inquired into who will enforce the conditions of the Special Use Permit.

IN THE MATTER OF: A Study of the Parking Restrictions on Squirrel Run

Dennis Windnagle, 6 Squirrel Run, Lancaster, New York, thought that the Town Board was holding a public hearing on this matter this evening.

He was informed that the Chief of Police is holding an informal information conference on this matter tomorrow at the Lancaster Town Center.

Mr. Windnagle was urged by the Town Board to attend this information conference where subdivision maps and specific data will be available to him.

COMMUNICATIONS:DISPOSITION

566. Asst. Building Inspector to Town Board -
Monthly report for August 1984.
567. Town Clerk to Town Board -
Resume of actions taken in regards to Town
Board meeting held 8/20/84.
568. Erie County Water Authority to Town Clerk -
Notification that Town will be billed for
cost of hydrant replacement in Water Dist. 7.
569. Erie County Water Authority to Town Clerk -
Notification that Town will be billed for
cost of hydrant replacement in Water Dist. 9.
570. Supervisor to Town Residents -
Information relative to construction of
sewers.
571. LVAC to Supervisor -
Request garage doors be replaced.
572. Supervisor to Knights of Columbus -
Expression of appreciation for donation.
573. Krehbiel Associates to Town Board -
Engineering annual contract for 1985.
574. Association of Towns to Supervisor -
Notification that dues for 1985 will be
\$800.00.
575. Blue Cross/Blue Shield -
Notice of mandated coverage for alcoholism.
576. Highway Supt. to Supervisor -
Reply to inquiry regarding weight limitation
signs on Town streets.
577. Concerned Taxpayer to Supervisor -
Complaint concerning emission of siren noise
at Bowmansville Fire Sub Station.
578. Oakgrove Construction to Supervisor -
Notification of closing of Lake Ave. Bridge
effective 8/22/84.
579. Nixon, Hargrave, Devans & Doyle to Town Clerk -
Transmittal of documents served in tax
certiorari matter with Nat'l Fuel Gas
Supply Corp. and Nat'l Fuel Gas Dist. Corp.
580. Police Chief to Persons Interested in Squirrel
Run Parking Situation -
Notice of meeting to be held 9/5/84.
581. Dep. Town Attorney to Councilman Czapla -
Comments regarding Jones Intercable update
report.
582. Town Attorney to Goldman & Goldman, Att'ys -
Transmittal of tax matters from Nat'l Fuel
Gas Dist. Corp. and Nat'l Fuel Gas Supply
Corp. with request to act as defense.
583. County Dept. of Environment and Planning to
Supervisor -
1984 Application Process.
584. Lovell Safety Mgt. Co. to Supervisor -
Report on visit to Recreation Dept. on
8/1/84.

R & F

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BLDG. & BUDGET COMM.

R & F

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BUDGET COMMITTEE

R & F

HIGHWAY COMMITTEE

BOWMANVILLE CHIEF

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RECREATION COMMISSION

COMMUNICATIONS CONT'D.:DISPOSITION

585. Lancaster School Transportation Supervisor to Supervisor - Comments regarding turn-around problem on Partridge Wk.	<u>TOWN ATTORNEY</u> <u>TOWN ENGINEER</u>
586. County Dept. of Senior Services to Supervisor - Comments concerning Demonstration Clusters Program.	<u>TOWN CLERK FOR</u> <u>SUSPENDED RESOLUTION</u>
587. NYSDOT to Supervisor - Notice of amendments to V & T Law regarding parking lots.	<u>R & F</u> <u>PUBLIC SAFETY COMM.</u>
588. D.C.O. to Town Board - Request pay increase for Marlene Snyder, Assistant D.C.O.	<u>PUBLIC SAFETY COMM.</u>
589. Professional Vehicle Sales to Town Clerk - Notice of bid price extension for 20 days on ambulance purchase.	<u>PUBLIC SAFETY COMM.</u>
590. County Div. of Highways to Supervisor - Notice of final inspection of Pavement Rd. Bridge on 9/4/84.	<u>R & F</u>
591. Town of Marilla to Supervisor - Invitation to join in cable tv franchise effort.	<u>CABLE TV COMMITTEE</u> <u>TOWN CLERK FOR REPLY</u>
592. County Off. of Disaster Preparedness to Supervisor - Notification of "Basic Disaster Operations" course to be given at Cheektowaga week of 10/29/84.	<u>SUPERVISOR</u> <u>BUILDING INSPECTOR</u> <u>CHIEF OF POLICE</u>
593. Automobile Club of WNY to Supervisor - Announcement of award in 1984 AAA Pedestrian Protection Program.	<u>SUPERVISOR</u>
594. Town Resident to Supervisor - Complaint regarding siren noise from Bowmansville fire station.	<u>CHIEF OF BOWMANVILLE</u>
595. Revenue Sharing Bulletin, August 1984 - Article entitled "Administrative Requirements for Complying with the Revenue Sharing Handicapped Rules."	<u>R & F</u> <u>DEP. TOWN ATTORNEY</u>
596. Petroleum Security Corp. to Supervisor - Expression of thanks for support of application before Public Service Commission.	<u>R & F</u>
597. Town Clerk to Four Fire Chiefs and Presidents - Notice of annual inspection to be held 9/15/84.	<u>R & F</u>
598. Planning Board to Town Board - Minutes from meeting held 8/1/84.	<u>R & F</u>
599. Supervisor to Hyview Hose Co. - Transmittal of two checks in connection with fire tax distribution.	<u>R & F</u>
0. Youth Bureau Ex. Director to Supervisor - Request authorization for Outreach Worker and Youth Counselor to attend workshop on "Children of Alcoholics" at Cheektowaga on 9/5/84.	<u>R & F</u>

COMMUNICATIONS CONT'D.:DISPOSITION

601. County Off. of Disaster Preparedness to Supervisor -
Notice of meeting to be held 9/6/84 at Cheektowaga regarding spent nuclear fuel shipments.
602. Lisa Abraham to Town Board -
Expression of appreciation for opportunity to work for Youth Bureau.
603. Buffalo News, August 29, 1984 -
Article entitled "West Valley N-Cargo to Jersey Will Cross Suburbs in October."
604. Buffalo News, August 30, 1984
Article entitled "Area Officials Express Satisfaction with Plan to Move N-Cargo."

CHIEF FOWLER
BLDG. INSPECTOR
4 FIRE CHIEFS

R & F
YOUTH BUREAU

R & F

R & F

Supervisor Keysa requested a suspension of the necessary rule for immediate consideration of the following communications -

SUSPENSION GRANTED.

605. Emergency Equipment Supply, Inc. to Town Clerk -
Granting of 20 day extension of bid prices as previously submitted to Town Board.
606. MEMO - Chief of Police to Councilman Czaplá -
Continuation of Dispatch Center modifications.

R & F
PUBLIC SAFETY COMM.
CAPITAL COMM.

TOWN CLERK FOR
SUSPENDED RESOLUTION

ADJOURNMENT:

ON MOTION OF COUNCILMAN CZAPLA, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 11:05 P.M. out of respect to:

ROBERTA CONRAD ✓
LORETTA JUREWICZ
EARL NITCKE ✓

Signed Robert P. Thill
Robert P. Thill, Town Clerk